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6 Attorneys for Plaintiff
7 HAROLD BLACK

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 HAROLD BLACK,

12 Plaintiff,

13 v.

14 JOHN E. POTTER, Postmaster
General,

15 Defendant.
16

No. C 08-1344 RS

PARTIES' SCHEDULING STIPULATION AND
~~[PROPOSED]~~ ORDER

COURTROOM: 3, 17TH FLOOR
HON. RICHARD SEEBORG

17 In light of the Court's recent ruling on Defendant John E. Potter, Postmaster
18 General's motion for summary judgment, the parties have met and conferred and prepared
19 the following scheduling stipulation and proposed order.

20
21 **CASE STATUS**

22 The Court recently ruled on the motion for summary judgment brought by
23 Defendant John E. Potter, Postmaster General. Defendant's motion was granted in part
24 and denied in part. At this stage, the parties do not anticipate reaching a settlement before
25 trial.

26 Fact discovery has been completed. Expert discovery has not commenced.

27 Plaintiff's counsel, Vance Woodward, has obtained a Volunteer Assistant
28 District Attorney position with the Santa Clara District Attorney's office, running from

November 1, 2010 to January 31, 2011. The volunteer position is full time and is geographically remote from San Francisco. Consequently, Plaintiff Harold Black requests that expert discovery deadlines be set to accommodate Mr. Woodward's volunteer position with the Santa Clara District Attorney. Defendant John E. Potter, Postmaster General, does not oppose this request.

PROPOSED SCHEDULE

The parties propose the following schedule.

Deadline / Event	Date
Deadline to exchange expert witness disclosures and reports.	January 31, 2011
Deadline to exchange rebuttal expert witness disclosures and reports.	March 2, 2011
Case management / scheduling conference to set pre-trial conference and trial schedule, and to schedule a further settlement conference if the Court or the parties think it would be productive.	March 17, 2011, 10:00 a.m.
Deadline to take expert depositions.	March 31, 2011

1 THE PARTIES SO STIPULATE.

2 Dated: October 19, 2010

CARROLL, BURDICK & McDONOUGH LLP

3 By _____ /s/

4 Vance A. Woodward
5 Alan P. Jacobus

6 Attorneys for Plaintiff
7 HAROLD BLACK

8 Dated: October 19, 2010

MELINDA HAAG

9 U.S. ATTORNEY

10 By _____ /s/

11 Michael T. Pyle

12 Attorneys for Defendant
13 JOHN E. POTTER, POSTMASTER GENERAL

14 PURSUANT TO STIPULATION,

15 IT IS SO ORDERED.

16 The dates for expert discovery proposed by the parties are approved by the Court
17 and will govern expert discovery. The Court will hold a case management conference on
18 March 17, 2011 at 10:00 a.m. The parties shall file a case management conference
19 statement ten or more days prior to the conference with a proposed schedule for a pre-trial
20 conference and trial date, as well as their views about any further settlement process.

21 DATED: 10/19/10

22 Judge Richard Seeborg
23 United States District Court

